

AMENDED

Nº 33304

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office. AUG 23 1977
Returned to applicant for correction. MAY 26 1978
Corrected application filed JUL 26 1978
Map filed JUL 26 1978

The applicant Frank Paxton & Family
c/o Chilton Engineering 421 Court of Elko
Street and No. or P.O. Box No. City or Town
Nevada 89801
State and Zip Code No., hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) a partnership consisting of Franklin T. Paxton, aka Taft Paxton; C. Tad Paxton and Genevieve P. Rawson, partners; and Maurine C. Paxton, wife of Franklin T. Paxton

1. The source of the proposed appropriation is Tonkin Well Spring #2
Name of stream, lake or other source.
2. The amount of water applied for is .10 cfs second-feet
One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet acre-feet
3. The water to be used for Irrigation
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
(a) Irrigation (state number of acres to be irrigated) 100 acres
(b) Stockwater (state number and kinds of animals to be watered)
(c) Other use (describe fully under "No. 12. Remarks")
(d) Power:
(1) Horsepower developed
(2) Point of return of water to stream
5. The water is to be diverted from its source at the following point: SW $\frac{1}{4}$ SW $\frac{1}{4}$ section 1, T23 $\frac{1}{2}$ N, R49E, MDB, at a point from which the N $\frac{1}{4}$ section corner of said
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated.
section 1 bears N 19° 39' E 4932 feet.
6. Place of use sections 12, 13, 14, 23, 26 and 35, T24N, R49E, MDB&M,
Describe by legal subdivision, if on unsurveyed land it should be so stated.
section 7, T24N, R50E, MDB&M.
7. Use will begin about January 1 and end about December 31, of each year.
Day and Month Day and Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) an existing spring flows into natural channel thence through ditches to place of use.
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$500.00
10. Estimated time required to construct works.....1 year
11. Estimated time required to complete the application to beneficial use.....3 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

To be co-mingled with P.A. 1202

Applicant Frank Paxton & Family

By s/ Mark Chilton

Agent, 421 Court

Compared lp/ga jv/bl

Elko, Nevada 89801

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source.
A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.10 cubic feet per second, but not to exceed a yearly duty of 4 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before July 16, 1979

Proof of commencement of work shall be filed before August 16, 1979

Work must be prosecuted with reasonable diligence and be completed on or before July 16, 1980

Proof of completion of work shall be filed before August 16, 1980

Application of water to beneficial use shall be made on or before July 16, 1982

Proof of the application of water to beneficial use shall be filed on or before August 16, 1982

Map in support of proof of beneficial use shall be filed on or before August 16, 1982

Commencement of work filed JUL 23 1979

Completion of work filed JUL 23 1979

Proof of beneficial use filed AUG 16 1982

Cultural map filed AUG 16 1982

Certificate No. 10249 Issued SEP 16 1982

Recorded Bk. Page

County Recorder

IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 16th day of January 6 1982

A.D. 19 79

William J. Newman
State Engineer